

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS**

In re: WOMENS FITNESS OF N. TEXAS, INC.

§ Case No. 06-42284

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Debtors

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**TRUSTEE'S FINAL REPORT (TFR)**

The undersigned trustee hereby makes this Final Report and states as follows:

1. The debtor filed a petition under Chapter 7 of the United States Bankruptcy Code on December 29, 2006. The undersigned trustee was appointed on December 29, 2006.
2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. §704.
3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. § 522, or have been or will be abandoned pursuant to 11 U.S.C. § 554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A**.

4. The trustee realized the gross receipts of \$ 74,955.44

Funds were disbursed in the following amounts:

Administrative expenses	<u>4,069.94</u>
Payments to creditors	<u>0.00</u>
Non-estate funds paid to 3rd Parties	<u>0.00</u>
Exemptions paid to the debtor	<u>0.00</u>
Leaving a balance on hand of	\$ <u>70,885.50</u>

The remaining funds are available for distribution.

5. Attached as **Exhibit B** is a cash receipts and disbursements record for each estate bank account.

6. The deadline for filing claims in this case was 04/03/2007. All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as **Exhibit C**.

7. The Trustee's proposed distribution is attached as **Exhibit D**.

8. Pursuant to 11 U.S.C. § 326(a), the maximum compensation allowable to the trustee is \$6,997.77. To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received \$0.00 as interim compensation and now requests the sum of \$6,997.77, for a total compensation of \$6,997.77. In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$0.00 and now requests reimbursement for expenses of \$714.78, for total expenses of \$714.78.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date: 05/18/2009 By: /s/Mark A. Weisbart  
Trustee

**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

# Form 1

## Individual Estate Property Record and Report

### Asset Cases

Case Number: 06-42284 BTR

Trustee: (631710) Mark A. Weisbart

Case Name: WOMENS FITNESS OF N. TEXAS, INC.

Filed (f) or Converted (c): 12/29/06 (f)

§341(a) Meeting Date: 01/22/07

Period Ending: 05/18/09

Claims Bar Date: 04/03/07

1		2	3	4	5	6
Asset Description (Scheduled And Unscheduled (u) Property)		Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property <u>Abandoned</u> OA=\$554(a) DA=\$554(c)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #						
1	Washington Mutual Bank Account	20,000.00	15,403.26		15,403.26	FA
2	Books, Pictures & Oth. Art Obj Books, pictures, antiques, collectibles.	50.00	0.00	DA	0.00	FA
3	Office Eqpt, Furnishings & Sup	3,900.00	3,900.00		3,723.50	FA
5	Independent Bank Account Independent Bank account.	2,000.00	116.46		116.46	FA
6	American Bank Account American Bank	54,000.00	54,000.00		54,000.00	FA
7	Litigation (u) Investigating - no value	0.00	2,500.00	DA	0.00	FA
8	Proceeds/operations: Cash Register (u) Refund from TWC	609.17	609.17	DA	0.00	FA
9	Commissions Due (u) Texas Workforce Commission	0.00	609.17		609.17	FA
10	Federal Tax Refund (u)	Unknown	52.48		52.48	FA
Int	INTEREST (u)	Unknown	N/A		1,050.57	FA
10	Assets Totals (Excluding unknown values)	\$80,559.17	\$77,190.54		\$74,955.44	\$0.00

**Major Activities Affecting Case Closing:**

READY FOR TFR - April 22, 2009

Initial Projected Date Of Final Report (TFR): December 31, 2008

Current Projected Date Of Final Report (TFR): May 4, 2009 (Actual)

# Form 2

## Cash Receipts And Disbursements Record

**Case Number:** 06-42284 BTR  
**Case Name:** WOMENS FITNESS OF N. TEXAS, INC.

**Trustee:** Mark A. Weisbart (631710)  
**Bank Name:** JPMORGAN CHASE BANK, N.A.  
**Account:** 312-201939 -- Money Market Account  
**Blanket Bond:** \$300,000.00 (per case limit)  
**Separate Bond:** N/A

**Taxpayer ID #:** 61-1428042  
**Period Ending:** 05/18/09

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Money Market Account Balance
03/06/08		JPMORGAN CHASE BANK	TRANSFER OF FUNDS FROM BOA	9999-000	73,787.49		73,787.49
03/31/08	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.4000%	1270-000	14.25		73,801.74
04/30/08	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.4000%	1270-000	24.24		73,825.98
05/30/08	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.3500%	1270-000	22.53		73,848.51
06/30/08	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.3500%	1270-000	21.93		73,870.44
07/31/08	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.3500%	1270-000	21.93		73,892.37
08/29/08	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.3500%	1270-000	20.52		73,912.89
09/30/08	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.3500%	1270-000	22.65		73,935.54
10/01/08	1001	Mulloy & Co	Accountant			792.50	73,143.04
			Acct Fees 742.50	3410-000			73,143.04
			Acct expenses 50.00	3420-000			73,143.04
10/31/08	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.4000%	1270-000	23.99		73,167.03
11/28/08	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.2700%	1270-000	17.74		73,184.77
12/31/08	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.1400%	1270-000	13.93		73,198.70
01/30/09	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.1400%	1270-000	8.41		73,207.11
01/30/09	1002	Department of Treasury	61-1428042 Tax Form 1120	2810-000		700.00	72,507.11
02/27/09	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.1400%	1270-000	7.80		72,514.91
02/27/09	1003	Dohmeyer Valuation Corp	Appraiser for Trustee Fees	3711-000		1,698.75	70,816.16
03/05/09	{10}	United States Treasury	Tax Refund	1224-000	52.48		70,868.64
03/31/09	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.1400%	1270-000	8.72		70,877.36
04/30/09	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.1400%	1270-000	8.14		70,885.50
05/01/09	Int	JPMORGAN CHASE BANK, N.A.	Current Interest Rate is 0.0050%	1270-000	0.00		70,885.50
05/01/09		To Account #312201939	Final Account	9999-000		70,885.50	0.00

<b>ACCOUNT TOTALS</b>	<b>74,076.75</b>	<b>74,076.75</b>	<b>\$0.00</b>
Less: Bank Transfers	73,787.49	70,885.50	
<b>Subtotal</b>	<b>289.26</b>	<b>3,191.25</b>	
Less: Payments to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$289.26</b>	<b>\$3,191.25</b>	

## Form 2

### Cash Receipts And Disbursements Record

Case Number: 06-42284 BTR

Case Name: WOMENS FITNESS OF N. TEXAS, INC.

Taxpayer ID #: 61-1428042

Period Ending: 05/18/09

Trustee: Mark A. Weisbart (631710)

Bank Name: JPMORGAN CHASE BANK, N.A.

Account: 312-201939 -- Checking Account

Blanket Bond: \$300,000.00 (per case limit)

Separate Bond: N/A

1	2	3	4		5	6	7
Trans. Date	{Ref #} / Check #	Paid To / Received From	Description of Transaction	T-Code	Receipts \$	Disbursements \$	Checking Account Balance

(No Transactions on File for this Period)

<b>ACCOUNT TOTALS</b>	<b>0.00</b>	<b>0.00</b>	<b>\$0.00</b>
Less: Bank Transfers	0.00	0.00	
<b>Subtotal</b>	<b>0.00</b>	<b>0.00</b>	
Less: Payments to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$0.00</b>	<b>\$0.00</b>	

## Form 2

### Cash Receipts And Disbursements Record

Case Number: 06-42284 BTR

Case Name: WOMENS FITNESS OF N. TEXAS, INC.

Taxpayer ID #: 61-1428042

Period Ending: 05/18/09

Trustee: Mark A. Weisbart (631710)

Bank Name: JPMORGAN CHASE BANK, N.A.

Account: 312-201939 -- Checking Account

Blanket Bond: \$300,000.00 (per case limit)

Separate Bond: N/A

1	2	3	4		5	6	7
Trans. Date	{Ref #} / Check #	Paid To / Received From	Description of Transaction	T-Code	Receipts \$	Disbursements \$	Checking Account Balance
05/01/09		From Account #312201939	Final Account	9999-000	70,885.50		70,885.50

<b>ACCOUNT TOTALS</b>	<b>70,885.50</b>	<b>0.00</b>	<b>\$70,885.50</b>
Less: Bank Transfers	70,885.50	0.00	
<b>Subtotal</b>	<b>0.00</b>	<b>0.00</b>	
Less: Payments to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$0.00</b>	<b>\$0.00</b>	

## Form 2

### Cash Receipts And Disbursements Record

**Case Number:** 06-42284 BTR  
**Case Name:** WOMENS FITNESS OF N. TEXAS, INC.

**Trustee:** Mark A. Weisbart (631710)  
**Bank Name:** Bank of America  
**Account:** 442899508 - GENERAL SAVINGS  
**Blanket Bond:** \$300,000.00 (per case limit)  
**Separate Bond:** N/A

**Taxpayer ID #:** 61-1428042  
**Period Ending:** 05/18/09

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Money Market Account Balance
01/25/07	{6}	AMERICAN BANK OF TEXAS	Bank Account Balance	1129-000	54,000.00		54,000.00
01/25/07	{1}	WASHINGTON MUTUAL BANK	Bank Account Balance	1129-000	3,469.22		57,469.22
01/25/07	{1}	WASHINGTON MUTUAL BANK	Bank Account Balance	1129-000	11,934.04		69,403.26
01/25/07	{5}	WOMEN, VAN ALSTYNE CURVES FOR	Bank Account Balance	1129-000	116.46		69,519.72
01/31/07	Int	Bank of America	Interest Rate 1.000	1270-000	1.69		69,521.41
02/28/07	Int	Bank of America	Interest Rate 1.000	1270-000	16.05		69,537.46
03/30/07	Int	Bank of America	Interest Rate 1.000	1270-000	20.44		69,557.90
04/30/07	{3}	BRUNSON & ASSOCIATES	Proceeds from sale of equipment	1129-000	3,723.50		73,281.40
04/30/07	Int	Bank of America	Interest Rate 1.000	1270-000	55.84		73,337.24
05/31/07	Int	Bank of America	Interest Rate 1.000	1270-000	62.18		73,399.42
06/01/07	{9}	THE STATE OF TEXAS PAYMENT INFORMAT	Commissions Due	1229-000	609.17		74,008.59
06/25/07		Reverses Transfer on 06/25/07	Bank Funds Transfer transferred the incorrect amount, should transfer \$878.69	9999-000		-372.35	74,380.94
06/25/07		Transfer to Acct #4428995942	Bank Funds Transfer	9999-000		372.35	74,008.59
06/25/07		Transfer to Acct #4428995942	Bank Funds Transfer	9999-000		878.69	73,129.90
06/29/07	Int	Bank of America	Interest Rate 1.500	1270-000	71.69		73,201.59
07/31/07	Int	Bank of America	Interest Rate 1.500	1270-000	93.26		73,294.85
08/31/07	Int	Bank of America	Interest Rate 1.500	1270-000	93.38		73,388.23
09/28/07	Int	Bank of America	Interest Rate 1.300	1270-000	85.24		73,473.47
10/31/07	Int	Bank of America	Interest Rate 1.300	1270-000	81.13		73,554.60
11/30/07	Int	Bank of America	Interest Rate 1.300	1270-000	78.59		73,633.19
12/31/07	Int	Bank of America	Interest Rate 0.850	1270-000	67.68		73,700.87
01/31/08	Int	Bank of America	Interest Rate 0.500	1270-000	52.36		73,753.23
02/29/08	Int	Bank of America	Interest Rate 0.500	1270-000	29.22		73,782.45
03/06/08	Int	Bank of America	Interest Earned	1270-000	5.04		73,787.49
03/06/08		BANK OF AMERICA	TRANSFER OF FUNDS TO JPMC	9999-000		73,787.49	0.00

<b>ACCOUNT TOTALS</b>	<b>74,666.18</b>	<b>74,666.18</b>	<b>\$0.00</b>
Less: Bank Transfers	0.00	75,038.53	
<b>Subtotal</b>	<b>74,666.18</b>	<b>-372.35</b>	
Less: Payments to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$74,666.18</b>	<b>\$-372.35</b>	

## Form 2

### Cash Receipts And Disbursements Record

**Case Number:** 06-42284 BTR  
**Case Name:** WOMENS FITNESS OF N. TEXAS, INC.

**Trustee:** Mark A. Weisbart (631710)  
**Bank Name:** Bank of America  
**Account:** 442899594 - GENERAL CHECKING  
**Blanket Bond:** \$300,000.00 (per case limit)  
**Separate Bond:** N/A

**Taxpayer ID #:** 61-1428042  
**Period Ending:** 05/18/09

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	T-Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
06/25/07		Transfer from Acct #4428995081	Bank Funds Transfer	9999-000	372.35		372.35
06/25/07		Transfer from Acct #4428995081	Bank Funds Transfer	9999-000	878.69		1,251.04
06/25/07	101	BRUNSON & ASSOCIATES	Storage Expense	3620-000		878.69	372.35
06/25/07		Reverses Transfer on 06/25/07	Bank Funds Transfer transferred the incorrect amount, should transfer \$878.69	9999-000		372.35	0.00

<b>ACCOUNT TOTALS</b>	<b>1,251.04</b>	<b>1,251.04</b>	<b>\$0.00</b>
Less: Bank Transfers	1,251.04	0.00	
<b>Subtotal</b>	<b>0.00</b>	<b>1,251.04</b>	
Less: Payments to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$0.00</b>	<b>\$1,251.04</b>	

TOTAL - ALL ACCOUNTS	Net Receipts	Net Disbursements	Account Balances
MMA # 312-201939 -	289.26	3,191.25	0.00
MMA # 442899508	74,666.18	-372.35	0.00
Checking # 442899594	0.00	1,251.04	0.00
	<b>\$74,955.44</b>	<b>\$4,069.94</b>	<b>\$70,885.50</b>



## Claims Proposed Distribution

**Case: 06-42284 WOMENS FITNESS OF N. TEXAS, INC.**

Report Includes ONLY Claims with a Proposed Distribution

**Case Balance:** \$70,885.50      **Total Proposed Payment:** \$70,885.50      **Remaining Balance:** \$0.00

Claim #	Claimant Name	Type	Amount Filed	Amount Allowed	Paid to Date	Claim Balance	Proposed Payment	Remaining Funds
	Mark A. Weisbart <2200-00 Trustee Expenses>	Admin Ch. 7	714.78	714.78	0.00	714.78	714.78	70,170.72
	Mark A. Weisbart <2100-00 Trustee Compensation>	Admin Ch. 7	6,997.77	6,997.77	0.00	6,997.77	6,997.77	63,172.95
	Mark Weisbart <3120-00 Attorney for Trustee Expenses (Trustee Firm)>	Admin Ch. 7	838.07	838.07	0.00	838.07	838.07	62,334.88
	Mark Weisbart <3110-00 Attorney for Trustee Fees (Trustee Firm)>	Admin Ch. 7	6,537.00	6,537.00	0.00	6,537.00	6,537.00	55,797.88
1	CIT Technology Financing Services, Inc. <b>Claim Memo:</b> Bankruptcy Processing Solutions, Inc. 800 E. Sonterra Blvd., Suite 240 San Antonio, TX 78258	Unsecured	3,618.47	3,618.47	0.00	3,618.47	3,618.47	52,179.41
2	Inland Southwest Management, L.L.C. <b>Claim Memo:</b> c/o R. Spencer Shytles 5420 LBJ Freeway, Suite 300 Dallas, TX 75240	Unsecured	36,182.34	36,182.34	0.00	36,182.34	36,182.34	15,997.07
3	GCEC Telecom <b>Claim Memo:</b> PO Box 2119 Van Alstyne, TX 75495	Unsecured	3,302.17	3,302.17	0.00	3,302.17	508.70	15,488.37
4	Kodiak Management Company, LLC <b>Claim Memo:</b> c/o Heather Jobe, Esq. Bell Nunnally & Martin LLP, 3232 McKinney Ave., Ste. 1400 Dallas, TX 75204	Unsecured	100,541.47	100,541.47	0.00	100,541.47	15,488.37	0.00
<b>Total for Case 06-42284 :</b>			<b>\$158,732.07</b>	<b>\$158,732.07</b>	<b>\$0.00</b>	<b>\$158,732.07</b>	<b>\$70,885.50</b>	

### CASE SUMMARY

	Amount Filed	Amount Allowed	Paid to Date	Proposed Payment	% paid
<b>Total Administrative Claims :</b>	\$15,087.62	\$15,087.62	\$0.00	\$15,087.62	100.000000%
<b>Total Unsecured Claims :</b>	\$143,644.45	\$143,644.45	\$0.00	\$55,797.88	38.844438%

## TRUSTEE'S PROPOSED DISTRIBUTION

Exhibit D

Case No.: 06-42284

Case Name: WOMENS FITNESS OF N. TEXAS, INC.

Trustee Name: Mark A. Weisbart

Claims of secured creditors will be paid as follows:

<i>Claimant</i>	<i>Proposed Payment</i>
N/A	

Applications for chapter 7 fees and administrative expenses have been filed as follows:

<i>Reason/Applicant</i>	<i>Fees</i>	<i>Expenses</i>
<i>Trustee</i> <u>Mark A. Weisbart</u>	\$ <u>6,997.77</u>	\$ <u>714.78</u>
<i>Attorney for trustee</i> <u>Mark Weisbart</u>	\$ <u>6,537.00</u>	\$ <u>838.07</u>
<i>Appraiser</i> _____	\$ _____	\$ _____
<i>Auctioneer</i> _____	\$ _____	\$ _____
<i>Accountant</i> _____	\$ _____	\$ _____
<i>Special Attorney for trustee</i> _____	\$ _____	\$ _____
<i>Charges,</i> <u>U.S. Bankruptcy Court</u>	\$ _____	\$ _____
<i>Fees,</i> <u>United States Trustee</u>	\$ _____	\$ _____
<i>Other</i> _____	\$ _____	\$ _____

Applications for prior chapter fees and administrative expenses have been filed as follows:

<i>Reason/Applicant</i>	<i>Fees</i>	<i>Expenses</i>
-------------------------	-------------	-----------------

<i>Attorney for debtor</i>	_____	\$ _____	\$ _____
<i>Attorney for</i>	_____	\$ _____	\$ _____
<i>Accountant for</i>	_____	\$ _____	\$ _____
<i>Appraiser for</i>	_____	\$ _____	\$ _____
<i>Other</i>	_____	\$ _____	\$ _____

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$0.00 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

<i>Claim Number</i>	<i>Claimant</i>	<i>Allowed Amt. of Claim</i>	<i>Proposed Payment</i>
<u>5</u>	<u>NICID Limited Partnership</u>	\$ <u>0.00</u>	\$ <u>0.00</u>

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$ 39,800.81 have been allowed and will be paid *pro rata* only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 100.0 percent.

Timely allowed general (unsecured) claims are as follows:

<i>Claim Number</i>	<i>Claimant</i>	<i>Allowed Amt. of Claim</i>	<i>Proposed Payment</i>
<u>1</u>	<u>CIT Technology Financing Services, Inc.</u>	\$ <u>3,618.47</u>	\$ <u>3,618.47</u>
<u>2</u>	<u>Inland Southwest Management, L.L.C.</u>	\$ <u>36,182.34</u>	\$ <u>36,182.34</u>

Late filed general (unsecured) claims are as follows:

<i>Claim Number</i>	<i>Claimant</i>	<i>Allowed Amt. of Claim</i>	<i>Proposed Payment</i>
<u>3</u>	<u>GCEC Telecom</u>	\$ <u>3,302.17</u>	\$ <u>508.70</u>
<u>4</u>	<u>Kodiak Management Company, LLC</u>	\$ <u>100,541.47</u>	\$ <u>15,488.37</u>

Subordinated unsecured claims for fines, penalties, and forfeitures are as follows:

<i>Claim Number</i>	<i>Claimant</i>	<i>Allowed Amt. of Claim</i>	<i>Proposed Payment</i>
	N/A		

The amount of surplus returned to the debtor after payment of all claims and interest is  
\$ 0.00.